



Dkt. #770-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Yee Mau CHEN and Sum Fat POON  
U.S. Serial No.: 10/616,417  
Filed : July 9, 2003  
For : LOCKING DEVICE SUSTAINING HIGH PRESSURE  
FOR COFFEE MAKER LID

Albert Wai-Kit Chan  
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December 19, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

COMMUNICATION TO REQUEST CORRECTION OF ERRORS IN  
SMALL ENTITY STATUS AND PAYMENT OF DEFICIENCY OWED

This Communication is submitted in connection with the above-identified application. In the Transmittal Letter of the above identified application filed with the United State Patent and Trademark Office (USPTO) on July 9, 2003, Applicants claimed small entity in good faith and paid fees as small entity in good faith. On December 17, 2003, Applicants discovered that a good faith error was made in establishing status as small entity. Applicants hereby respectfully request the Office to correct the error in small entity status upon payment of FOUR-HUNDRED AND EIGHTY-THREE (\$483.00) deficiency amount owed.

MPEP §509.03(X) provides in relevant part:

If status as a small entity is established in good faith, and fees as a small entity are paid in good faith, in any application or patent, and it is later discovered that such status as a small entity was established in error... the error will be excused upon payment of the deficiency between the amount of the previous erroneous small entity

Adjustment date: 01/02/2004 HASFAH1  
07/14/2003 FIBERHE 00000037 10616417  
01 FC:2001 -375.00 OP  
02 FC:2201 -84.00 OP

01/02/2004 HASFAH1 00000079 10616417  
01 FC:1001 770.00 OP  
02 FC:1201 172.00 OP

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fee payment and the current fee amount on the date the deficiency is paid in full.

Calculation of the deficiency Owed under 37 CFR 1.28(c)(2)

**I. Deficiency Owed Amount for Independent Claims in Excess of 3**

Number of Independent Claims	= 5	(I)
Number of Independent Claims in Excess of 3	= 2	(II)
Current Fee for Independent Claims in Excess of 3 (Effective October 1, 2003)	= \$86.00/claim	(III)
Total Fee for Independent Claims in Excess of 3 (III x IV)	= \$172.00	(IV)
Small Entity Fee for Independent Claims in Excess of 3 Actually Paid on July 9, 2003	= \$84.00	(V)
Deficiency Owed Amount for Independent Claims in Excess of 3 (IV - V)	= \$88.00	(VI)

**II. Deficiency Owed Amount for Basic Filing Fee**

Current Basic Filing Fee	= \$770.00	(VII)
Small Entity Basic Filing Fee Actually Paid on July 9, 2003	= \$375.00	(VIII)
Deficiency owed amount for Basic Filing Fee (VII - VIII)	= \$395.00	(IX)

III. Total Deficiency Amount Owed (VI + IX)	= \$483.00	(X)
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Applicant hereby respectfully request the Office to correct the error in small entity status for the above-identified application upon payment of the deficiency owed. The total deficiency amount owed is FOUR HUNDRED AND EIGHTY-THREE DOLLARS (\$483.00). Applicants hereby enclose a check for FOUR HUNDRED AND EIGHTY-THREE DOLLARS (\$483.00) to cover the deficiency amount owed.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee other than the FOUR HUNDRED AND EIGHTY-THREE DOLLARS (\$483.00) for the deficiency amount owed is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

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I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.	
<u>Albert Wai-Kit Chan</u>	<u>12/19/03</u>
Albert Wai-Kit Chan	Date
Reg. No. 36,479	